IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

TUESDAY, THE 11TH SEPTEMBER 2007 / 20TH BHADRA 1929

WP(C).No. 20806 of 2006(B)

PETITIONER:

1. V.SREEMATHI, AMBADI CHEMBRA,
   EZHUVATHIRUTHI
   PONANI, MALAPPURAM DISTRICT.

2. V.VISWAMOHINI, NOONIYIL HOUSE,
   (P.O)AYILAKKAD, EDAPAL(VIA), VENGINIKKARA,
   MALAPPURAM DISTRICT.

3. V.LEELAVATHI, KUNDIL VADAKKETHIL,
   THALAKKASSERI(.P.O.), THRITHALA,
   PALAKKAD DISTRICT.

BY ADV. SRI.P.CHANDRASEKHAR

RESPONDENTS:

1. THE ASSISTANT EDUCATIONAL OFFICER,
   PONANI.

2. SATHYASEELAN, S/O.KUMARAN MASTER,
   VATTAPARAMBIL HOUSE, (P.O.)EZHUVATHIRUTHI.,
   MALAPPURAM DISTRICT.

3. THE DIRECTOR OF PUBLIC INSTITUTION,
   THIRUVANANTHAPURAM.

BY ADV. SMT.V.P.SEEMANDINI
SRI.M.S.UNNIKRISHNAN
SMT.S.KARTHIKA
SRI.M.R.ANISON
SRI.T.R.RAJESH
SMT.T.B.REMANI

G.P. SMT.M.R.SREELATHA.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11/09/2007, THE COURT ON 11/09/2007 DELIVERED THE FOLLOWING:

S.SIRI JAGAN, J.

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W.P.(C).No.20806 of 2006

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Dated this the 11th day of September, 2007

J U D G M E N T

This writ petition is filed seeking the following reliefs:

"(i) Call for the records leading to Exhibit-P6 and quash the same by issuing a writ of certiorari;

(ii) Issue a writ of mandamus or any other writ, order or direction directing the 1st Respondent to consider and take decision on Exhibit-P3 petition of the petitioner in accordance with law without any further delay;

(iii) Issue a writ of mandamus or any other writ, order or direction directing the 3rd Respondent to consider and take decision on Exhibit-P7 in accordance with law forthwith."

2. By Ext.P6 order, the A.E.O., Ponnani dismissed the complaint filed by the petitioners in respect of the managership of the Ezhuvathiruthi A.L.P. School. Petitioners' contention is that petitioners have filed a complaint regarding the school and property, in which a decree has been passed in their favour against which an R.F.A. Is pending. Since Ext.P6 order has been passed only on the ground that the petitioners' petition can be considered only after a final decision in the civil case which is

pending in appeal is finally decided, I dispose of this writ petition holding that it would be open to the petitioners to agitate their claims before the appropriate authorities after the civil case pending is finally decided.

The writ petition is disposed of as above.

Sd/-

sdk+ S.SIRI JAGAN, JUDGE

///True copy///

P.A. to Judge.